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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

EQUAL EMPLOYMENT OPPORTUNITY)	Case No.3:05-CV-269 MMC
COMMISSION,)	
	JOINT STATUS REPORT ; ORDER
Plaintiff,)	
vs.)	
LUCENT TECHNOLOGIES INC.,)	
Defendant.)	
_____)	

Pursuant to the Court's February 11, 2005 Order, the parties jointly report that on August 17,

2007, the Ninth Circuit issued an order in *Hulteen et al. v. AT&T Corp. et al.*, --- F.3d ----, 2007 WL 2332071 (9th Cir. 2007), affirming the District Court's determination that it is a violation of the Pregnancy Discrimination Act for AT&T to calculate service credit by excluding time spent on pregnancy leave when determining eligibility for retirement benefits. The underlying issue in *Hulteen* is the same legal issue before the court in this case. The parties understand that AT&T may petition the Supreme Court for *certiorari* and request that the Court continue to stay the proceedings in this case through at least November 15, 2007 (the last day for AT&T to file its petition).

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Dated: October 15, 2007

/s/ Marcia L. Mitchell
Marcia L. Mitchell

LUCENT TECHNOLOGIES INC.

Dated: October 15, 2007

/s/ Lawrence J. Hurley
Lawrence J. Hurley

Dated: October 15, 2007

/s/ Kay E. Steinsapir
Kaye E. Steinsapir

I attest that Defendant's counsel approved this document via e-mail and gave consent to the filing of the same with the court.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Dated: October 15, 2007

/s/ Marcia L. Mitchell
Marcia L. Mitchell

1 **ORDER**

2 Upon review of the above joint status report, it is hereby ordered that:

- 3
4 ^{remains}
1) this case ~~will be stayed through November 15, 2007;~~ and
2) the parties shall file a status report no later than December 1, 2007.

5 Dated: October 22, 2007

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UNITED STATES DISTRICT JUDGE